AN ORDINANCE BY

AN ORDINANCE AUTHORIZING THE MAYOR TO GRANT A PERMANENT CONSTRUCTION MAINTENANCE EASEMENT TO COMPANY. FOR GEORGIA POWER INSTALLATION AND MAINTENANCE OF THE OF THE ELECTRICAL DISTRIBUTION SYSTEM ALONG THE CORRIDOR OF NORTHSIDE DRIVE AND BISHOP STREET IN LAND LOT 151 OF THE 17TH DISTRICT OF FULTON COUNTY, GEORGIA TO ACCOMMODATE THE WIDENING AND IMPROVEMENTS INTERSECTION OF THE INTERSECTION BY THE **GEORGIA** DEPARTMENT OF TRANSPORTATION; AND FOR OTHER PURPOSES.

WHEREAS, Georgia Power Company has requested a permanent construction and maintenance easement on City owned property; located in Land Lot 151 of the 17th District of Fulton County, Georgia, for the purpose of moving an existing electrical distribution system along this corridor to accommodate the widening and improving of the intersection of Northside Drive and Bishop Street by the Georgia Department of Transportation; and

WHEREAS, Georgia Power Company will be responsible for the payment of all costs associated with the construction, maintenance and installation of the electric distribution system; and

WHEREAS, a permanent construction and maintenance easement is required to install the electrical distribution system in Land Lot 151 of the 17th District of Fulton County, Georgia.

NOW THEREFORE BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA:

Section 1

That the Mayor be and is hereby authorized to grant a permanent construction and maintenance easement to the Georgia Power Company for installation and maintenance of the electrical distribution system in Land Lot 151 of the 17th District of Fulton County, Georgia.

Section 2

That the Mayor is hereby authorized to execute an easement in favor of the Georgia Power Company across certain City owned property described in Exhibit "A" attached hereto and made a part hereof by reference, for the purpose of accommodating the electrical distribution system.

Section 3:

That the City Attorney is directed to prepare appropriate easement documents for execution by the Mayor, to be approved by the City Attorney as to form, and that said easement shall not become effective until signed by the Mayor and delivered to the Georgia Power Company.

Section 4:

That all Ordinances and parts of Ordinances in conflict herewith be and the same are hereby repealed.

Bin 10151 241 Ralph McGill Boulevard NE Atlanta, Georgia 30308-3374

> PLEASE RESPOND TO: 905 CHATEAU COURT, S.E. SMYRNA, GEORGIA 30082-1842 YOUR AGENT: MICHELLE ROCHA (770) 444-0961



A SOUTHERN COMPANY

June 18, 2003

Jack E. Ravan
Commissioner in Department
of Watershed Management
City of Atlanta
55 Trinity Avenue, Ste. 5400
Atlanta, Georgia 30335-0330

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RE:

17th Street Bridge & Northside Drive Distribution Line

Project No: 3958 - Parcel No: 003 & 015

Dear Mr. Ravan:

On June 18th, I had the opportunity of briefly discussing the above mentioned project with Dorsey Walker who asked me to submit the proper documentation to the Utilities Committee for review in your next meeting.

As you may already know, the Georgia Department of Transportation is currently in the process of widening and improving the intersection of Northside Drive and Bishop Street. As a result, Georgia Power Company (GPC) has been asked to relocate their electrical distribution system along this corridor, just outside of the newly expanded road right of way.

A distribution system is a service supply of energy for area homes and businesses. The easement will be, once in place, fifteen feet wide as a measured along the center conductor. The distribution poles are wooden, 18" in diameter, 40' foot tall and treated with Pena-Chlorinol.

Upon my inspection of your property, the Department of Transportation has already torn away the road bed and has graded the site for paving. Current GPC poles have been left in the middle of the intersection. If these poles are not relocated the electrical system may collapse or interrupt service to the neighboring residents. Additionally a few trees need to be trimmed so to not interfere with the conductors.

On <u>Parcel No: 003</u>, six (6) existing poles need to be relocated on Bishop Street and Northside Drive. Due to the fact some of these points are <u>angle points</u>, four poles will need down guys behind the pole, which will extend approximately 15 feet. Those pole locations are <u>7</u>, <u>11</u>, <u>13</u>, and <u>126</u>. See attached blueprint for reference. On <u>Parcel No: 015</u>, three (3) existing poles need to be relocated on Northside Drive. These pole locations are <u>21</u>, <u>123</u>, and <u>129</u> See attached blueprint for reference.

Michelle Rocha June 18, 2003 Page 2 of 2

On the blueprints, the green highlight exhibits the old conductors and will be removed. The red highlights exhibit the new conductors and will be installed. The yellow highlights exhibit the property lines.

As you can see, it is imperative we begin construction, however, without an easement we are at a halt. I have taken the liberty of attaching an original easement agreement for your review and execution. Thank you for your attention and you may contact me at mobile number 1-877-496-6606.

Michelle Rocka

Michelle Rocha

Land Acquisition Consultant

Enclosures

C¢:

Melinda Langston Dorsey Walker

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Name of Line	17TH	STREET BRIDG	E AND NO	RTHSIDE	DRIVE D	STRIBUTI	ON LINE	
Parcel No	003	Account No	69596-0	01521-0-8	39251-30	000000	,	
Letter File	9-3509	Deed File	10658	Map F				
State of G	eorgia		ΕA	SEM	ENT			
Fulton	County							• ',
Received Ten and 00/100	of Georgia	Power Company	y, herei:	nafter ca *******	lled th	e Company	, the sui	
\$ 10.	00 a	nd other good	and val	uable con	nsiderat	ion, the	receipt	and
sufficiency w City of Atlan whose Post Of	ta		1 - 1 - 1 - 1 - 1 - 1 - 1 - 1 - 1 - 1 -					
whose Post Of		550 Trinity Av				y for the	Public Wo	
does hereby						essors an	d assigns	
the right, pr								
land owned by					•			
		6 acres locate	d on Nort	hside Dri	ve, Atla	nta, GA 3	0318	
(address of p	roperty) in	Land Lot	148	of th	е	17th	District	of
FULTON	County, Sta	ate of Geor	gia ,	said lan	ds being	bounded	as follo	cwc:
on the No	orth by land	is of Bisho	p Street					
on the Se	outh by land	is of Huff	Road					
on the E	ast by land	is of North	side Dri	ve				
on the W	est by land	is of Bisho	p Place					

together with the right to construct, operate and maintain continuously upon and under said land, its lines for transmitting electric current with poles, wires, transformer, service pedestals, and other necessary apparatus, fixtures and appliances, including the right to stretch communication wires on said poles, or under said lands with necessary appliances; with the right to permit the attachment of the wires and appliances of any other company, or person, to said poles: together with the right at all times to enter upon said premises for the purpose of inspecting said lines, repairs, renewals, alterations and extensions thereon, thereunder, thereto or together with the right to cut away and keep clear of said overhead or underground lines, transformers, fixtures and appliances, trees and other obstructions that may now or hereafter in any way interfere or be likely to interfere with the proper operation of said overhead or underground lines, transformers, fixtures and appliances: also the right of ingress and egress over said land to and from said lines. Any timber cut

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Parcel 003 N		TH STREET BRIDGE AND NORTHSI STRIBUTION LINE	DE DRIVE
on said land by o said timber.	r for said Com	pany shall remain the proper	rty or the owner or
The undersigned privileges and eas		ey any land, but merely efore set out.	grants the rights,
trees and othe distribution p guy wires as n	or obstructions cole line, plus	l embrace the right to clear located within fifteen (15') the right to install and mainstruction and maintenance of	feet of the ntain anchors and
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Signed, sealed and in the presence of			
=			
		City of Atlanta	
in the presence of		City of Atlanta	
in the presence of			
in the presence of		By:	
in the presence of			
in the presence of Witness Notary Public	E :	By: Name: Title:	(SEAL)
witness Notary Public	ute	By: Name; Title: Attest: Name:	(SEAL)
witness Notary Public	E :	By: Name; Title: Attest:	(SEAL)
in the presence of Witness Notary Public	ute	By: Name; Title: Attest: Name:	(SEAL)
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witness Notary Public Place IXE OCHMENT Whees	ute urth	By: Name; Title: Attest: Name:	(SEAL)
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Name of Line	17TF	STREET BRIDG	SE AND NOR	THSID	E DRIV	DISTRI	BUTION LIN	E
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reffet tile	9-3309	Deed File	10838	Map	File			

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State of Ge	orgia		EAS	E	MEN	T		
Fulton	County							
Received	of Georgia	Power Company	y, hereina	fter	called	the Com	pany, the	sum of
Ten and 00/100	******	******	******	****	*****	*****	****** D	ollars
\$ 10.0	0 a	nd other good	and valu	able d	conside	ration,	the receip	ot and
sufficiency wh	nereof is h	ereby acknowl	edged, in	exch	ange fo	or which	the under	signed
City of Atlant	a							• • • • • • • • • • • • • • • • • • • •
whose Post Of:							the Public	Works
		550 Trinity Av						
does hereby	grant and	convey to sa	aid Compa	ny,	its su	ccessors	and assi	gns,
the right, pr	vilege and	l easement to	go in, u	pon a	long ar	nd across	that tra	ct of
land owned by				100		1 1		
		00 acre located				tlanta, G	A 30102	
(address of p						17th		ict of
FULTON	County, St.	ate of Geor	gia , s	aid l	ands be	ing bour	ided as fo.	llows:
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on the So	uth by land	ds of Bisho	p Street	1		•		-
on the Ea	st by land	ds of Tax M	ap 17-151-	2-43				
on the We	st by land	ds of Howel	l Mill Roa	ıd				- .
	A Total Control of the	-						-
together with	the righ	nt to constru	ict, ope	rate	and	maintai	n continuo	ously
upon and unde	r said lan	d, its lines	for tran	smitt	ing el	ectric	current	with

poles, wires, transformer, service pedestals, and other necessary apparatus, fixtures and appliances, including the right to stretch communication wires on said poles, or under said lands with necessary appliances; with the right to permit the attachment of the wires and appliances of any other company, or person, to said poles: together with the right at all times to enter upon said premises for the purpose of inspecting said lines, making repairs, renewals, alterations and extensions thereon, thereunder, thereto or therefrom: together with the right to cut away and keep clear of said

overhead or underground lines, transformers, fixtures and appliances, all trees and other obstructions that may now or hereafter in any way interfere or be likely to interfere with the proper operation of said overhead or underground lines, transformers, fixtures and appliances: also the right of ingress and egress over said land to and from said lines. Any timber cut

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Parcel 015 Name of Line	17TH STREET BRIDGE AND NORTHSIDE DISTRIBUTION LINE	DRIVE
said timber.	Company shall remain the property	or the owner or
The undersigned does not coorivileges and easements here:	onvey any land, but merely gra	nts the rights,
orivireges and easements here.	imperore sec ouc.	
trees and other obstruction distribution pole line, pl	and embrace the right to clear and ens located within fifteen (15') for us the right to install and maintage construction and maintenance of the.	eet of the
Said Company shall not be liab	ole for or bound by any statement	or understanding
not herein expressed.		
IN WITNESS WHEREOF, the Unders	signed ha hereunto set	hand and
seal, this day of		
Signed, sealed and delivered		
Signed, sealed and delivered in the presence of:		
	City of Atlanta	
	City of Atlanta	
n the presence of:		
n the presence of:	City of Atlanta By: Name:	
n the presence of:	By:	
In the presence of: Witness Votary Public	By: Name: Title:	(SEA
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Vitness Votary Public Oliona Oxillatia	By: Name: Title: Attest: Name:	(SEA
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vitness Votary Public Clase except with a current	By: Name: Title: Attest: Name:	(SEA

Name of Line 17TH STREET BRIDGE AND NORTHSIDE DRIVE DISTRIBUTION LINE No 3958
Parcel No 003 Account No 69596-001521-0-89251-30000000
Letter File 9-3509 Deed File 10658 Map File
State of Georgia EASEMENT Fulton County
ration county
Received of Georgia Power Company, hereinafter called the Company, the sum of Ten and 00/100 ********************************
\$ 10.00 and other good and valuable consideration, the receipt and
sufficiency whereof is hereby acknowledged, in exchange for which the undersigned
City of Atlanta
whose Post Office Address is Bill Castings, Real Estate Attorney for the Public Works
550 Trinity Avenue, Atlanta, GA 30303
does hereby grant and convey to said Company, its successors and assigns,
the right, privilege and easement to go in, upon along and across that tract of
land owned by the undersigned at
Approximately 2.06 acres located on Northside Drive, Atlanta, GA 30318
(address of property) in Land Lot of the 17th District of
FULTON County, State of Georgia , said lands being bounded as follows:
on the North by lands of Bishop Street
on the South by lands of Huff Road
on the East by lands of Northside Drive
on the West by lands of Bishop Place
together with the right to construct, operate and maintain continuously

upon and under said land, its lines for transmitting electric current with poles, wires, transformer, service pedestals, and other necessary apparatus, fixtures and appliances, including the right to stretch communication wires on said poles, or under said lands with necessary appliances; with the right to permit the attachment of the wires and appliances of any other company,

repairs, renewals, alterations and extensions thereon, thereunder, thereto or therefrom; together with the right to cut away and keep clear of said

trees and other obstructions that may now or hereafter in any way interfere or be likely to interfere with the proper operation of said overhead or underground lines, transformers, fixtures and appliances: also the right of

overhead or underground lines, transformers, fixtures and appliances,

ingress and egress over said land to and from said lines.

upon said premises for the purpose of

to said poles: together with the right at all times to enter

inspecting said lines,

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Any timber cut

	STREET BRIDGE AND NORTHSIDE DRIVE RIBUTION LINE	
on said land by or for said Comparsaid timber.	ny shall remain the property of the	owner of
The undersigned does not convey privileges and easements hereinbefo	any land, but merely grants the	rights,
trees and other obstructions localistribution pole line, plus the	mbrace the right to clear and keep cated within fifteen (15') feet of tearight to install and maintain anch truction and maintenance of the above	he ors and
Said Company shall not be liable fo not herein expressed.	r or bound by any statement or under	standing
IN WITNESS WHEREOF, the Undersigned seal, this day of	hahereunto_sethand	and
Signed, sealed and delivered in the presence of:		
	City of Atlanta	
Witness		
	By:	
Notary Public	Name:	
	Title:	
Please execute.	Attest:Name:	(SEAL)
locument with	Title:	
witness and		
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in the self-addressed		
envelope!		
Thank you	Page	2

Name of Line 17TH STREET BRIDGE AND NORTHSIDE DRIVE DISTRIBUTION LINE No. 3958
Parcel No 015 Account No 69596-001521-0-89251-30000000
Letter File 9-3509 Deed File 10658 Map File
State of Georgia EASEMENT Fulton County
Received of Georgia Power Company, hereinafter called the Company, the sum of Ten and 00/100 ********************************
\$ 10.00 and other good and valuable consideration, the receipt and sufficiency whereof is hereby acknowledged, in exchange for which the undersigned City of Atlanta whose Post Office Address is Bill Castings, Real Estate Attorney for the Public Works 550 Trinity Avenue, Atlanta, GA 30303
does hereby grant and convey to said Company, its successors and assigns, the right, privilege and easement to go in, upon along and across that tract of land owned by the undersigned at Approximately 1.00 acre located at 653 Green Street, Atlanta, GA 30102
(address of property) in Land Lot 151 of the 17th District of FULTON County, State of Georgia , said lands being bounded as follows:
on the North by lands of Trabert Avenue on the South by lands of Bishop Street on the East by lands of Tax Map 17-151-2-43 on the West by lands of Howell Mill Road

together with the right to construct, operate and maintain continuously upon and under said land, its lines for transmitting electric current with poles, wires, transformer, service pedestals, and other necessary apparatus, fixtures and appliances, including the right to stretch communication wires on said poles, or under said lands with necessary appliances; with the right to permit the attachment of the wires and appliances of any other company, or person, to said poles: together with the right at all times to enter upon said premises for the purpose of inspecting said lines, making repairs, renewals, alterations and extensions thereon, thereunder, thereto or therefrom: together with the right to cut away and keep clear of said overhead or underground lines, transformers, fixtures and appliances, all trees and other obstructions that may now or hereafter in any way interfere or be likely to interfere with the proper operation of said overhead or underground lines, transformers, fixtures and appliances: also the right of ingress and egress over said land to and from said lines. Any timber cut

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Parcel 015 Name of Line	17TH STREET BRIDGE AND NORTHSIDE DISTRIBUTION LINE	DRIVE
on said land by or for said said timber.	Company shall remain the property	of the owner of
The undersigned does not corrivileges and easements here	onvey any land, but merely gran inbefore set out.	ts the rights,
trees and other obstruction	and embrace the right to clear and ons located within fifteen (15') fee	et of the
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Said Company shall not be liab	ole for or bound by any statement o	r understanding
not herein expressed.		
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ligmed sealed and delivered		
	City of Atlanta	
Signed, sealed and delivered in the presence of:	City of Atlanta	
n the presence of:	By:	
n the presence of:		
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In the presence of:	By: Name: Title: Attest:	(SEAL)
Nitness Notary Public NACL LXLCutt	By: Name: Title: Attest: Name:	(SEAL)
Nitness Notary Public NACL LXLCutt	By: Name: Title: Attest: Name:	(SEAL)
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